

OFFICE OF
THE COUNTY CLERK
COUNTY OF KAUAI

NOTICE OF PUBLICATION AND NOTICE OF PUBLIC HEARING

Notice is hereby given that the Council of the County of Kaua'i will hold a public hearing on Wednesday, May 28, 2014, at 1:30 p.m., or soon thereafter, at the Council Chambers, 4396 Rice Street, Room 201, Historic County Building, Līhu'e, on the following:

Resolution No. 2014-29, Draft 1
RESOLUTION PROPOSING A CHARTER AMENDMENT RELATING TO
SETTING GOLF COURSE FEES

The purpose of this Resolution is to amend the Kaua'i County Charter ("Charter") by amending Article III, Section 3.10, relating to the Council's responsibility to provide sufficient revenues for a balanced budget and the setting of golf course fees. This proposed amendment allows the Council, through an Ordinance, to delegate to the Executive Branch, the authority to set fees for the Wailua Golf Course, a power which, under the present Charter, lies exclusively with the County Council.

This proposed amendment will be submitted for a vote by the electorate on the 2014 General Election ballot upon adoption of this Resolution by the Kaua'i County Council.

All interested persons who wish to present their comments may do so at the public hearing. Written testimony prior to the hearing would be appreciated. Copies of the proposed ordinance are available at the Office of the County Clerk, Council Services Division.

(The Council Committee or Council may amend this Resolution at its subsequent meetings. Meeting notices are posted at least 6 days in advance at the County Clerk's Office and the public may also testify at any of these meetings.)

CERTIFICATE OF THE COUNTY CLERK

I hereby certify that the foregoing Resolution No. 2014-29, Draft 1, was passed on first reading and ordered to print by the Council of the County of Kaua'i at its meeting held on April 23, 2014, by the following vote:

AYES: Chock, Hooser, Kagawa, Rapozo, Yukimura, Furfaro	TOTAL – 6,
NOES: None	TOTAL – 0,
EXCUSED & NOT VOTING: Bynum	TOTAL – 1.

Līhu'e, Hawai'i	/s/ Ricky Watanabe
April 24, 2014	County Clerk, County of Kaua'i

NOTE: SPECIAL ACCOMMODATIONS AND SIGN LANGUAGE INTERPRETER AND INTERPRETERS FOR NON-ENGLISH SPEAKING PERSONS ARE AVAILABLE UPON REQUEST FIVE (5) DAYS PRIOR TO THE MEETING DATE, TO THE COUNTY CLERK, 4396 RICE STREET, SUITE 209, LĪHU'E, KAUA'I, HAWAII, 96766. TELEPHONE NO. (808) 241-4188. FACSIMILE NO. (808) 241-6349.

(One publication – The Garden Island – May 2, 2014)

COUNTY COUNCIL

COUNTY OF KAUAI

Resolution

No. 2014-29, Draft 1

**RESOLUTION PROPOSING A CHARTER AMENDMENT
RELATING TO SETTING GOLF COURSE FEES**

BE IT RESOLVED BY THE COUNCIL OF THE COUNTY OF KAUAI, STATE OF HAWAII, THAT:

SECTION 1. Pursuant to Section 24.01 of the Charter of the County of Kauai (hereinafter "Charter"), the Council hereby resolves to submit the Charter Amendment described in this Resolution to the voters of the 2014 General Election.

SECTION 2. Article III, Section 3.10 of the Charter, as amended, is hereby amended as follows:

"Section 3.10. Annual Budget and Capital Program. The council shall enact an annual budget ordinance, which shall include both the operational and capital expenditures for the fiscal year and the method of financing same. The council shall provide sufficient revenues to assure a balanced budget.

The council shall by ordinance fix the fees and charges for all services rendered by the Wailua Golf Course, or it may by ordinance specifically delegate this authority in part or as a whole to the executive branch as it deems necessary or desirable."

SECTION 3. New material to be added is underscored. If this amendment is adopted by voters, the County Clerk need not show any underlining for inclusion in the Charter.

SECTION 4. The County Attorney and County Clerk shall approve the wording of the ballot question, which shall be substantially in the following form:

"Should the Council have the ability to delegate their authority to the executive branch as it deems necessary or desirable to fix the fees and charges for all or part of the services provided by the Wailua Golf Course?"

SECTION 5. Upon adoption of this Resolution by five or more Councilmembers after two readings on separate days, the County Clerk and County Attorney shall take the necessary steps to submit this amendment to the voters.

Introduced by: /s/ JOANN A. YUKIMURA

V:\RESOLUTIONS\2012-2014 TERM\Reso No 2014-29 Draft 1 (Charter Amendment re Wailua Golf Fees) AB:aa

	<i>Aye</i>	<i>Nay</i>	<i>Exc</i>	<i>Recused</i>
<i>Bynum</i>				
<i>Chock</i>				
<i>Furfaro</i>				
<i>Kooser</i>				
<i>Kagawa</i>				
<i>Rapoza</i>				
<i>Yukimura</i>				
<i>Total</i>				

Certificate Of Adoption

We hereby certify that Resolution No. _____
was adopted by the Council of the County of Kaua'i, State of Hawai'i,
Lihue, Kaua'i, Hawai'i, on

County Clerk
Dated

Chairman & Presiding Officer